
HOUSE BILL No. 1009

DIGEST OF INTRODUCED BILL

Citations Affected: IC 20-5.5-12; IC 20-8.1-6.1-14.

Synopsis: School vouchers and No Child Left Behind Act. Allows a student who attends a public school that is found to be in need of improvement to attend a charter school not in need of improvement if the federal Department of Education approves a competition for states to receive matching funds for charter school facility financing. Directs the department of education to pursue federal grant opportunities and to create matching state funds for low income students to attend private schools.

Effective: July 1, 2005.

Behning

January 19, 2005, read first time and referred to Committee on Education.

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Introduced

First Regular Session 114th General Assembly (2005)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2004 Regular Session of the General Assembly.

HOUSE BILL No. 1009

A BILL FOR AN ACT to amend the Indiana Code concerning education.

Be it enacted by the General Assembly of the State of Indiana:

1 SECTION 1. IC 20-5.5-12 IS ADDED TO THE INDIANA CODE
2 AS A **NEW** CHAPTER TO READ AS FOLLOWS [EFFECTIVE
3 JULY 1, 2005]:

4 **Chapter 12. School Improvement**

5 **Sec. 1. As used in this chapter, "school that needs improvement"**
6 **refers to a school or school corporation that:**

- 7 (1) **has not made adequate yearly progress in improving**
8 **student achievement as defined by the department for at least**
9 **two (2) consecutive years; and**
10 (2) **is identified as needing improvement, corrective action, or**
11 **restructuring.**

12 **Sec. 2. If the United States Department of Education approves**
13 **a new competition for states to receive matching funds for charter**
14 **school facilities, the department shall pursue this federal funding.**

15 **Sec. 3. Existing capital funds may be used for charter school**
16 **facility financing when a student who attends a school that needs**
17 **improvement chooses to attend a charter school that is not on the**



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1 state's list of schools that need improvement. The department shall
2 provide state matching funds by using existing capital funds and
3 allowing these funds to follow a student from a school that needs
4 improvement to a charter school.

5 **Sec. 4.** The department shall develop guidelines, and the state
6 board shall adopt rules under IC 4-22-2 necessary to implement
7 this section.

8 SECTION 2. IC 20-8.1-6.1-14 IS ADDED TO THE INDIANA
9 CODE AS A NEW SECTION TO READ AS FOLLOWS
10 [EFFECTIVE JULY 1, 2005]: **Sec. 14. (a)** If the United States
11 Department of Education receives approval to institute a pilot
12 K-12 school scholarship program that provides matching federal
13 funds to states to create a pilot K-12 scholarship program that
14 would allow low income families to have a choice to send their
15 children to a private school, the department shall attempt to obtain
16 this federal funding. The same per pupil funding formula used in
17 the charter school funding formula may be used as a basis for
18 providing the matching funds required by the United States
19 Department of Education.

20 **(b)** The department shall develop guidelines, and the state board
21 shall adopt rules under IC 4-22-2 necessary to implement this
22 section.

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